

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.226 OF 2006

IN

LETTERS PATENT APPEAL ST.NO.15953 OF 2006

IN

WRIT PETITION NO.2315 OF 2004

Shri.Balaso Aba Shelke ..Applicant

Vs.

Hutama Kisan Aher Sahakari
Sakhar Karkhana Ltd. & Ors. ..Respondents

Mr.S.C.Prabhu i/b Narendra Bandiwadekar counsel for
applicant

Mr.Sachin Manale i/b S.S.Pakale counsel for
respondent no.1

None for respondents nos.2 and 3.

**CORAM: S.B.MHASE &
SMT.V.K.TAHILRAMANI, JJ.**

DATE : JANUARY 09, 2007

P.C.

1. Heard both sides.

2. This application is for condonation of delay of 119 days. The respondents though served, have not filed affidavit opposing the condonation of delay. However, the learned counsel for the respondent no.1 vehemently opposed the condonation of delay. We have gone through the application for condonation of

delay. We find that delay has been properly explained and there is sufficient ground for condonation of delay. Delay is therefore, condoned. Office to number the above appeal. Civil application is disposed of accordingly.

[SMT.V.K.TAHILRAMANI, J.]

[S.B.MHASE, J.]